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UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF WASHINGTON
SEATTLE DIVISION

J & J SPORTS PRODUCTIONS, INC.,

Plaintiff,

vs.

BREWBAKERS, INC., d/b/a/ BrewBakers
Brewery, a/k/a/ Brew Bakers; a Washington
corporation; ELEANOR R. BRUBAKER; and
ROBERT G. BRUBAKER,

Defendants.

) Case No: 2:18-cv-00518-MJP

) **PLAINTIFF'S MOTION TO**
) **ENLARGE INITIAL SCHEDULING**
) **DATES**

) *EX PARTE*

) Note on Motion Calendar:
) **June 29, 2018**

) *For Same-Day Consideration under LCR*
) *7(d)(2)*

COMES NOW plaintiff J & J Sports Productions, Inc., by and through its attorneys,
Wyse Kadish LLP, and moves the Court *ex parte* under FRCP 6(b)(1)(B) for an order enlarging
the time for filing initial disclosures and submission of the Joint Status Report and Discovery
Plan, originally set forth in the Court's order of May, 2018, and which were extended by minute
order entered June 19, 2018. This motion is necessary to allow adequate time for defendants to
appear and respond to plaintiff's complaint. Defendants were difficult to serve and service was
not completed until just this month, and then the proof of service was not generated by the
process server until very recently

1 The proposed deadlines are:

2 <u>Event:</u>	<u>Extended Deadline:</u>
3 Deadline for FRCP 26(f) Conference:	08/10/2018 (from 5/30/2018)
4 Initial Disclosures Pursuant to FRCP 26(a)(1):	08/17/2018 (from 6/06/2018)
5 Combined Joint Status Report and Discovery Plan as Required by FRCP 26(f) and Local Civil 6 Rule 26(f):	08/24/2018 (from 6/29/2018)

7 Plaintiff proposes these new dates because service on all defendants was completed on
8 June 13, 2018 (see Dkt Nos. 9 and 10), but defendants have yet to appear. The 21 days during
9 which they now have to appear runs on July 6, 2018. Given that the initial order granted the
10 parties 30 days to comply with the first deadline regarding the FRCP 26(f) conference, plaintiff
11 believes that at least 30 days should be allowed for defendants (and plaintiff) to comply with that
12 requirement if any defendant does appear before the deadline for them to do so. The end of the
13 week after those 30 days is August 10, 2018, and, for convenience, that is the date plaintiff
14 proposes for the FRCP 26(f) conference. Each other deadline reflects the same increment of time
15 (seven days) which was provided for in the initial Order, i.e., Friday, August 17, seven (7) days
16 after August 10, 2018, for the Initial Disclosures; and the Friday after that (seven (7) more days)
17 for the Status Report and Discovery Plan, which is August 24.

18 This motion is supported by the declaration of Bruce H. Orr, counsel for plaintiff, filed
19 with this motion and the court's entire file.

20

21 Respectfully submitted this June 29, 2018.

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WYSE KADISH LLP

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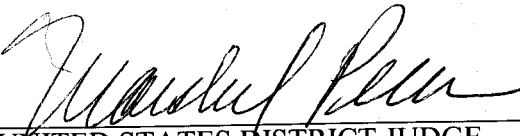
/s/ Bruce H. Orr
By: Bruce H. Orr, WSBA No. 19147
bho@wysekadish.com

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1 IT IS SO ORDERED:

2 Dated this 5th day of July, 2018.

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4 
5 UNITED STATES DISTRICT JUDGE

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7 Presented By:

8 /s/ Bruce H. Orr
9 Bruce H. Orr, WSBA No. 18147
Attorney for Plaintiff

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CERTIFICATE OF SERVICE

I, hereby certify that, on the date referenced below:

1. I conventionally (by using paper) served a full, true and correct copy of:

PLAINTIFF'S MOTION TO ENLARGE INITIAL SCHEDULING DATES

**DECLARATION OF PLAINTIFF'S COUNSEL IN SUPPORT OF PLAINTIFF'S
MOTION TO ENLARGE INITIAL SCHEDULING DATES**

on the following parties entitled to service, or their attorneys who are not registered with
the court's electronic filing system, by the following indicated method or methods:

By **Mail** in a sealed, first-class postage-prepaid envelope, addressed to the last-known
address of the attorney or individual listed below, and deposited with the United States
mail at Portland, Oregon.

Eleanor R. Brubaker
11927 84th St NE
Lake Stevens, WA 98258

Robert G. Brubaker
11927 84th St Ne
Lake Stevens, WA 98258

Brewbakers, Inc.
c/o Eleanor R. Brubaker
Registered Agent
11927 84th St NE.
Lake Stevens, WA 98258

Brewbakers, Inc.
c/o Eleanor R. Brubaker
Registered Agent
11927 Getchell Rd
Lake Stevens, WA 98258

DATED: June 29, 2018.

/s/ Bruce H. Orr
Bruce H. Orr, OSB # 813297